

VILLAGE OF BREWSTER
BOARD OF TRUSTEES
29 NOVEMBER 2017
7:30 P.M.
PUBLIC HEARING & REGULAR MEETING
MINUTES

The Board of Trustees of the Village of Brewster held a public hearing followed by a Regular Meeting on November 29, 2017 beginning at 7:30 P.M. at Village Hall, 50 Main Street, Brewster, NY 10509.

Attendees:

Mayor: James Schoenig
Deputy Mayor and Trustee:
Trustees; Mary Bryde, , Tom Boissonnault
Village Engineer: Todd Atkinson
Village Counsel: Anthony Molé
Clerk & Treasurer: Peter Hansen
Police Chief: John Del Gardo

Absent:

Christine Piccini
Erin Meagher

Pledge to flag

Notation of Exits

Mayor Schoenig motions to open the public hearing, Trustee Bryde 2nd all in favor 3 to 0.

PUBLIC HEARING

SPECIAL EXCEPTION USE PERMIT – CABARET

CACHE RESTAURANT & LOUNGE DBA EL PUEBLO has submitted to the Board of Trustees of the Village of Brewster, New York, an application for a special exception use permit pursuant to Section 263-20 of the Village Code, **to operate a cabaret establishment at 55 Main Street**, Brewster, New York;

NOW THEREFORE, pursuant to Section 263-20(C)(1) of the Village Code, the Board of Trustees of the Village of Brewster, New York will hold a public hearing on the aforesaid request for a special exception use permit at the Village Hall, 50 Main Street, Brewster, New York 10509, on Wednesday, NOVEMBER 29, 2017 at 7:30 p.m. in the evening of that day, or as soon thereafter as time permits, at which time all persons interested therein shall be heard. No Public Comment. Mayor Schoenig mentions to the applicant that the 239-m referral has not been returned from the County and we need that in order to act so this will be put on the agenda for action on the December 20, 2017 agenda.

No public comment.

Mayor Schoenig motions to close the public hearing, Trustee Bryde 2nd all in favor 3 to 0.

Regular Meeting

Mayor Schoenig motions to open the regular meeting, Trustee Bryde 2nd all in favor 3 to 0.

1. Monthly Reports

- 1.1. Engineer's Report – Todd Atkinson delivers the Engineer's report for October. Mayor Schoenig asks about the clean-out cap found in the sewer line between Oak Street and Progress Street. Mr. Atkinson says that part of a sewer cleanout cap is lodged in the lateral between 31 Oak St. and the Progress Street Main. We are working on ways to solve the problem and will address the cost allocation in consultation with the Village Counsel when the problem is resolved. Mayor Schoenig motions to approve the October report, Trustee Boissonnault 2nd all in favor 3 to 0. Copy attached to these minutes.
- 1.2. Police Report – Police Chief John Del Gardo delivers the Police report for October. Trustee Bryde asks about the nature of the walk in complaint(s). Chief Del Gardo says that the subject could be anything from minor to major. Trustee Bryde asks about the vehicle repairs and why the cost is so high. Chief Del Gardo says it is high because the cars require the work and that will probably continue. Trustee Bryde asks about the ten disputes. Chief Del Gardo says they get calls from 911 and respond to the location and they can be of any nature from screaming to fighting or worse. Trustee Bryde asks about the stabbing. Chief Del Gardo says it was outside El Pueblo and the State Police made an arrest. Trustee Bryde asks about the six intoxicated

persons. Chief Del Gardo says there were six different people who were issued tickets. Trustee Bryde asks about the clothes job. Police assist when an “ex” goes back to a property to get their belongings.. Trustee Bryde asks about State Police assist. Chief Del Gardo says they responded twice outside the Village to assist the State Police. Trustee Bryde comments on the wonderful memorial service for Falco and said it was overflowing with emotion. Chief Del Gardo says that everyone was overwhelmed with emotion. Mayor Schoenig motions to approve the October Police report, Trustee Bryde 2nd all in favor 3 to 0. Copy attached to these minutes.

- 1.3. Code Enforcement Report – Bill Scorca delivers the Code Enforcement report for October. Trustee Bryde mentions that Property Registrations outstanding went down considerably month to month. Mr. Scorca says that Jackie Nastasi has been diligent about enforcing the law and following up to ensure compliance. Mayor Schoenig asks if there is anything Mr. Scorca would like to add. Mr. Scorca says we received drawings from the library and they seemed incomplete but we are working on determining the path forward. Mr. Scorca says the second item is about renting a garage in a residential area to a non-resident; does that become a commercial use in a residential zone. Mayor Schoenig asks Counsel Molé to look into the code and find out if we need to make any modifications or if we have enforceable code on the books currently that addresses this subject. Clerk Hansen asks to revisit the library application regarding approvals to clarify the Board of Trustees role in the approval process. Counsel Molé says the Board’s role was only to address the Urban Renewal waiver and allow it to go to Planning Board for consideration. There were no other actions taken by this Board. Mayor Schoenig motions to approve the October report, Trustee Bryde 2nd all in favor 3 to 0. Copy attached to these minutes.
 - 1.4. Planning Board Report – Rick Stockburger delivers a verbal Planning Board report for October. Mayor Schoenig motions to approve the October report, Trustee Bryde 2nd all in favor 3 to 0. Verbal report, no copy attached.
 - 1.5. Zoning Board of Appeals Report – Todd Gianguzzi provided the ZBA report for October. Mayor Schoenig motions to approve the October report, Trustee Boissonnault 2nd all in favor 3 to 0. Copy attached to these minutes.
 2. Interim DPW & Water Superintendent appointment – Mayor Schoenig motions to appoint Domenic Consentino as interim DPW & Water Superintendent and authorize the use of the Village Water Truck Ford F-350 as a vehicle that can be taken home and used for Village business only per the established vehicle policy, Trustee Bryde 2nd all in favor 3 to 0.
 - 2.1. Interim Assistant Water Operator – Mayor Schoenig motions to appoint Kyle Aulabaugh as Assistant Water Operator, Trustee Boissonnault 2nd all in favor 3 to 0.
 - 2.2. Village Consultant – Mayor Schoenig motions to appoint Daniel Crawford as a Village Consultant with a nominal fee of \$10.00 per year, Trustee Bryde 2nd all in favor 3 to 0.
- Trustee Bryde lauds Dan Crawford for his diligence in the smooth turnover of the department.
3. Budget
 - 3.1. Treasurer Hansen informs the Board he is projecting available funds of \$93,000 across three of four operating funds at the halfway point through the fiscal year, with the caveat that it is early and we have not been through the winter months yet when expenses can run higher than expected.
 - 3.1.1.General Fund: \$ 64,000
 - 3.1.2.Refuse: \$3,000
 - 3.1.3.Water: \$26,000
 - 3.1.4.Sewer: \$0
 4. Resolution establishing Senior Account Clerk position in the Village of Brewster. Mayor Schoenig says this is for succession planning as Village Clerk and Treasurer Peter Hansen will need to be replaced at some point in the reasonably near future. Mayor Schoenig motions to adopt Resolution No. 112917-1 establishing a full-time Senior Account Clerk position in the Village of Brewster as written, Trustee Boissonnault 2nd all in favor 3 to 0.
 5. Correspondence Sent/Received
 - 5.1. October, 2017 – Mayor Schoenig motions to accept correspondence sent & received for October, Trustee Bryde 2nd all in favor 3 to 0.
 6. Minutes for approval;
 - 6.1. November 8, 2017 Approval of Minutes for Regular Meeting – tabled.
 7. Vouchers Payable – Deputy Mayor Piccini reviewed the vouchers today and found everything in order.

7.1. A - GENERAL FUND	\$65,796.27
7.2. C - REFUSE & GARBAGE	22,635.09
7.3. EN - ENGINEERING FEES ESCROW	2,787.50
7.4. F - WATER FUND	37,590.46
7.5. G - SEWER FUND	64,238.15
7.6. T - TRUST & AGENCY	5,492.49

Total Vouchers Payable \$198,539.96

Mayor Schoenig motions to approve vouchers payable as written, Trustee Bryde 2nd all in favor 3 to 0.

8. Other Business

8.1. Trustee Bryde attended the Veterans Day Ceremony at Veterans' Park on November 11th and although it was a very cold day the turnout was good and it was a very nice ceremony as usual. Trustee Bryde attended the 2017 Veterans' Hall of Fame Ceremony at the Mt. Kisco American Legion with Senator Terrence Murphy presiding; there were seventeen nominees and it also was a great event as usual. Athena Castelli was very appreciative that the Board chose her late husband, Denis, to be the honoree. Trustee Bryde reminds all of the Tree Lighting on December 2, 2017 at 5:00 PM and prior to that there is a magic show at the Southeast Museum at 4:30 PM. After the show everyone will walk down the street caroling to the tree in front of 20 Main Street for the lighting and a visit from Santa Claus and then on to refreshments at Village Hall provided by the Board of Trustees. Trustee Bryde thanks Jackie Boissonnault for making up flyers for the businesses on Main Street asking them to make their windows festive with lighting and decorations. Trustee Bryde asks about the insurance recommendations letter we received. Clerk Hansen says we have 120 days to come back with a plan to address the points within 120 days. Trustee Bryde asks how the fire hydrant flushing went. Clerk Hansen says it went well with no problems reported. Trustee Bryde asks about Village Matters. Clerk Hansen says it is complete and with the printer.

9. New Business

9.1. Mayor Schoenig recognizes Verizon Wireless Jordan Fry represents the applicant of a Special Exception Use Permit application to install a low profile cell phone antenna installation on the top of the building located at 2-16 Main Street. Mayor Schoenig says we did not receive a positive recommendation from the Planning Board but we can move forward without that. Mayor Schoenig says it appears all the questions raised by the Engineer have been addressed to his satisfaction and this Board has no further questions. Mayor Schoenig motions to adopt Resolution No. 112917-2 as written approving the Special Exception Use Permit for the low-profile cell phone antenna installation on the façade of 2-16 Main Street roof line and support equipment on the lower rooftop with controlled access as submitted, Trustee Bryde 2nd all in favor 3 to 0.

10. Public Comment – None.

11. Mayor Schoenig motions to go into executive session to discuss personnel matters, Trustee Bryde 2nd all in favor 3 to 0.

12. Mayor Schoenig motions to come out of executive session resume the regular meeting and adjourn, Trustee Bryde 2nd all in favor 3 to 0.

[illegible]

1. <u>GENERAL INFORMATION</u>		
Report No: 9 of 2017	Date: 11/29/2017	Contract No:
Facility Name: VOB / PLANNING BOARD REVIEW AND CONSULTATION		

2.	<u>ENGINEERS STATUS OF PROJECT</u> (Narrative description of the Upgrade Project tasks (and subtasks) undertaken by the Engineer as set forth in the Engineer's Contract and Scope of Work including:
a.	Projects reviewed this month (attach additional pages as needed)
	<ul style="list-style-type: none"> Brewster Honda Sales (Show Room), 899 Route 22 – 4.75 hours Route 22 Brewster LLC – 1 hour 538 North Main Street – 10 hours 850 Route 22 – 4.75 hours 2611 Route 6 – 1 hour
b.	Status of Planning Board projects (attach additional pages as needed):
	<ul style="list-style-type: none"> B.O.S. Land Development – Trying to schedule a meeting with the NYCDEP Brewster Honda – Construction Ongoing Route 22 Brewster LLC (Old Getty Station) – Construction Ongoing 538 North Main Street – Construction Ongoing 850 Route 22 – Project no longer under Planning Board review 2611 Route 6 – Project Complete
c.	Activities scheduled (attach additional pages as needed):
	<ul style="list-style-type: none"> Continue plan review and meetings for B.O.S. Land Development Perform site inspection at 538 North Main Street, when needed. Perform site inspections on Brewster Honda Site, when needed. Perform site inspections on Route 22 Brewster LLC Site, when needed.

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1. <u>GENERAL INFORMATION</u>		
Report No: 11 of 2017	Date: 11/29/2017	Contract No:
Facility Name: VOB / EPA Stormwater Phase II Regulations		

2.	ENGINEERS STATUS OF PROJECT (Narrative description of the Upgrade Project tasks (and subtasks) undertaken by the Engineer as set forth in the Engineer's Contract and Scope of Work including :
a.	Activities completed this month (attach additional pages as needed):
	<ul style="list-style-type: none"> Maintained monthly stormwater maintenance/good housekeeping reports quantifying the number of pounds of litter and the amount of sand cleaned up throughout the Village. Submitted Semi-Annual Report to the NYSDEC on October 19, 2017.
b.	Status of activities in progress this month (attach additional pages as needed):
c.	Activities scheduled (attach additional pages as needed):
	<ul style="list-style-type: none"> Respond to comments, if any, from NYSDEC on MS4 reports.

BREWSTER POLICE DEPARTMENT

OCTOBER 2017 MONTHLY REPORT

**POLICE CHIEF
John Del Gardo**

VILLAGE OF BREWSTER POLICE DEPARTMENT
MONTHLY REPORT

TO: Mayor James Schoenig - Board of Trustees
FROM: Police Chief John Del Gardo
RE: Monthly Report October 2017

911 CALLS	75	VEHICLE REPAIRS		\$3,591.00
WALK IN COMPLAINTS	32	VEHICLE MILEAGE		6410
TOTAL CALLS FOR SERVICE	107	VEHICLE FUEL		810
SECURITY VISITS		PEO STOCKBURGER	Tickets	16
Sewer Plant	283		Hours	21
Water Tank	266	PEO GIANGUZZI	Tickets	21
Wells Park	275		Hours	28
Wells Field	29			
TOTAL VISITS	853			
FOOT PATROL				
Main Street:	121			
M.T.A Station:	72			
Residential:	31			
TOTAL HOURS	224			
Court Hours - Village	24			
Court Hours - S.E.	86			
TICKETS				
Uniform Traffic Tickets:	236			
Parking Tickets:	92			
Local Ordinance:	6			
TOTAL TICKETS	334			
ARRESTS	0			
NO ARRESTS FOR OCTOBER				
TOTAL ARRESTS	0			

(Security Detail)2 Officers

(Security Detail)2 Officers

911 DISPATCHED CALLS – 75

AIDED – 12

EDP - 1

VEHICLE ACCIDENT – 3

DISPUTE - 10

STABBING - 1

911 HANGUP - 11

FIRE ALARM - 5

BOLO - 1

NOISE COMPLAINT - 3

INTOX PERSON - 6

FOUND PROPERTY - 1

LARCENY - 3

ASSIST SP/PCSO - 5 (OUTSIDE VILLAGE)

GAS ODOR - 2

HARASSMENT - 1

BURGLARY - 1

WELFARE CHECK - 3

VEHICLE LOCKOUT - 1

SUSPICIOUS PACKAGE - 1

GARBAGE DUMPING - 2

FOX CITING - 1

CLOTHES JOB - 1

VILLAGE OF BREWSTER POLICE

SELECTIVE TRAFFIC ENFORCEMENT

OCTOBER 2017

CELL PHONE - 9

SPEEDS – 112

STOP SIGN - 69

RED LIGHT - 3

SEATBELTS - 2

FOLLOW TOO CLOSE - 1

TOTAL – 196

OCTOBER, 2017 Code Enforcement Report



VILLAGE OF BREWSTER
50 MAIN STREET
BREWSTER, NY 10509
(845) 279-3760

OCTOBER 2017 SUMMARY REPORT

BUILDING FEES =	\$465
SAFETY INSPECTION =	2,885
<u>PROPERTY REGISTRATION=</u>	<u>1,550</u>
TOTAL FOR OCTOBER =	\$4,900

PERMITS: 5

TOTAL COs, CCs: 5

PROPERTY REGISTRATIONS PENDING: 34

November 29, 2017

Attention: Peter Hansen & Village Trustees

Reference: October ZBA Activity

Please be advised we had 1 meeting in the month of October. A
Variance was granted for Durkin property on North Main.

Best Regards,

Todd Gianguzzi ZBA, Chairman

VILLAGE OF BREWSTER

County of Putnam, State of New York

RESOLUTION NO. 112917-1

ESTABLISH POSITION OF SENIOR ACCOUNT CLERK

INTRODUCED BY: MAYOR SCHOENIG

SECONDED BY: TRUSTEE BOISSONNAULT

DATE OF CONSIDERATION/ADOPTION: November 29, 2017

WHEREAS, the Board of Trustees of the Village of Brewster wishes to create the full-time position of Senior Account Clerk, and

WHEREAS, the duties and responsibilities of the Senior Account Clerk shall be as set forth on the attached Schedule "A", and

WHEREAS, the Board of Trustees wishes to establish the position starting (to be determined)

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Brewster hereby creates the full-time position of Senior Account Clerk, and

BE IT FURTHER RESOLVED, the duties and responsibilities of the Senior Account Clerk shall be as set forth in Schedule "A", which is attached hereto and incorporated herein.

VOTE: RESOLUTION CARRIED BY A VOTE OF 3 TO 0

MAYOR SCHOENIG: AYED

DEPUTY MAYOR PICCINI: ABSENT

TRUSTEE BOISSONNAULT: AYE

TRUSTEE BRYDE: AYE

TRUSTEE MEAGHER: ABSENT

STATE OF NEW YORK)
) ss.:
COUNTY OF PUTNAM)

I, PETER B. HANSEN, Village Clerk of the Village of Brewster, do hereby certify that the above is a true and exact copy of a Resolution adopted by the Board of Trustees of the Village of Brewster at a meeting of said Board on November 29, 2017.

DATED: November 29, 2017



PETER B. HANSEN, Village Clerk

VILLAGE OF BREWSTER

County of Putnam, State of New York

RESOLUTION NO. 112917-2

RESOLUTION REGARDING APPLICATION FOR A SPECIAL EXCEPTION USE PERMIT
FOR 2-16 MAIN STREET

INTRODUCED BY: MAYOR SCHOENIG

SECONDED BY: TRUSTEE BRYDE

DATE OF CONSIDERATION/ADOPTION: November 29, 2017

WHEREAS, NEW YORK SMSA LIMITED PARTNERSHIP d/b/a VERIZON WIRELESS (the “applicant”) has made application to the Board of Trustees of the Village of Brewster (the “Board”) for a special exception use permit pursuant to Section 242-6 of the Code of the Village of Brewster (the “Code”), to install a wireless telecommunications facility (the “facility”) on the premises known as 2-16 Main Street, Brewster, New York, and designated as tax map number 67.34-2-3.1 (the “premises”), which will consist of small panel antennas painted and flush-mounted to the façade to blend in with the building, located in the B1 zoning district, and

WHEREAS, the Village has forwarded the application to the Putnam County Planning Department, and has received a decision approving the project as submitted, and

WHEREAS, the Village has forwarded the application to the Planning Board for a non-binding recommendation, after which the Planning Board had the matter on its agenda of November 21, 2017, and did not make a recommendation to the Board of Trustees in this matter, and

WHEREAS, the engineering consultants of the Village have reviewed the application and issued comments dated November 21, 2017, which have been addressed by the applicant to the engineering consultant’s satisfaction, and

WHEREAS, a public hearing is not necessary in this matter pursuant to Section 242-16(B), as the proposed facility will not increase the height of the existing structure upon which the facility is to be located, and

WHEREAS, the Board has given careful consideration to the facts presented in the application, and has considered all submissions and comments made with respect thereto, and

WHEREAS, the Board of Trsutees has reviewed the application in accordance with the provisions contained in Chapter 242 of the Village Code, and

WHEREAS, in accordance with Article 8 of the Environmental Conservation Law (the State Environmental Quality Review Act) and 6 NYCRR Part 617 of the implementing regulations the action under consideration constitutes a TYPE II action and therefore requires no further review under 6 NYCRR Part 617, and

WHEREAS, the Board of Trustees finds that overall the application, and submissions included therewith, meets the standards and requirements set forth in Chapter 242 of the Village Code relative to a wireless telecommunications facility, and adequately address the criteria to be satisfied with respect thereto,

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees hereby GRANTS the application for a special exception use permit pursuant to Chapter 242 of the Code of the Village of Brewster (the "Code") for a wireless telecommunications facility on the existing building at 2-16 Main Street, Brewster, New York, in accordance with the plans submitted with the application, subject to all of the requirements, restrictions and regulations set forth in Chapter 242 of the Village Code; and

NOW, THEREFORE BE IT FURTHER RESOLVED, that this resolution shall take effect immediately upon adoption by the Board.

Mayor Schoenig voted to Approve the Application

Deputy Mayor/ Trustee Piccini was Absent

Trustee Bryde voted to Approve the Application

Trustee Boissonnault voted to Approve the Application

Trustee Meagher was Absent

VOTE: APPLICATION APPROVED BY A VOTE OF 3 TO 0.

STATE OF NEW YORK)
) ss.:
COUNTY OF PUTNAM)

I, PETER BREWSTER HANSEN, Village Clerk of the Village of Brewster, do hereby certify that the above is a true and exact copy of a Resolution adopted by the Board of Trustees of the Village of Brewster at a meeting of said Board on November 29, 2017

DATED: 11/29/17



PETER BREWSTER HANSEN, Village Clerk